

# State of California, State Water Resources Control Board

Division of Water Rights

P.O. Box 2000, Sacramento, CA 95812-2000

Info: (916) 341-5300, FAX: (916) 341-5400 Web: <http://waterrights.ca.gov>

S008151

2005, 2006, 2007

## SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE FORM

### Owner(s) of Record:

VALDA T FRYSSINGER; EDWARD B FRYSSINGER

Notifying the Division of Water Rights of ownership or address changes is the responsibility of the claimant

Please Complete and Return This Form by JULY 1, 2008

### Primary Contact:

EDWARD B FRYSSINGER

2912 STRAND

MANHATTAN BEACH, CA 90266

Phone No.

310 - 545-3491

Fax No.

760 - 933-2471

E-mail Address:

Agent:

Address:

Phone No.

Fax No.

E-mail Address:

AUG 12 2009

Source Name:

MORRIS CREEK

Tributary To: Unnamed Stream

County: Mono

Diversion within: NW 1/4 of NW 1/4 Section 12, T01S, R32E, M34M

Year of First Use: 1973

Name of Diversion works:

Assessor Parcel Number of the Diversion site:

- A. **Water is Used Under:** Riparian claim ☐ Pre-1914 claim ☒ Court Decree No.: \_\_\_\_\_ Other (explain): \_\_\_\_\_
- B. **Year of First Use:** (Please provide if missing in the Division of Rights database (ewrims)) \_\_\_\_\_
- C. **Rate of Diversion:** The rate of diversion of water for each month used and entered in the table below is shown in units of:  
Gallons per minute (gpm) \_\_\_\_\_ Gallons per day (gpd) ☒ Cubic feet per second (cfs) \_\_\_\_\_

Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	Average Rate
2005	16.7	16.7	16.7	.5MG	.5MG	.5MG	.5MG	.5MG	.5MG	.5MG	16.7	16.7	.3MG
2006	16.7	16.7	16.7	.5MG	.5MG	.5MG	.5MG	.5MG	.5MG	.5MG	16.7	16.7	.3MG
2007	16.7	16.7	16.7	.5MG	.5MG	.5MG	.5MG	.5MG	.5MG	.5MG	16.7	16.7	.3MG

- D. **Quantity of Water Used:** The quantity of water used each month and entered in the table below is shown in units of:  
Gallons \_\_\_\_\_ Million Gallons (MG) \_\_\_\_\_ Acre-feet (AF) \_\_\_\_\_

Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	Total Annual
2005	16.7	16.7	16.7	.5MG	.5MG	.5MG	.5MG	.5MG	.5MG	.5MG	16.7	16.7	.3MG
2006	16.7	16.7	16.7	.5MG	.5MG	.5MG	.5MG	.5MG	.5MG	.5MG	16.7	16.7	.3MG
2007	16.7	16.7	16.7	.5MG	.5MG	.5MG	.5MG	.5MG	.5MG	.5MG	16.7	16.7	.3MG

- E. **Purpose of Use** - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation 35 acres; Stockwatering \_\_\_\_\_; Domestic \_\_\_\_\_;  
Other (specify) \_\_\_\_\_

Parcel Number(s) of Place of Use: 1

- F. **Changes in Method of Diversion** - Describe any changes in your project since your previous statement was filed.  
(New pump, enlarged diversion dam, location of diversion, etc.)  
NONE

- G. Please answer only those questions below which are applicable to your project.

### 1. Conservation of water

- a. Are you now employing water conservation efforts? YES ☐ NO ☒  
Describe any water conservation efforts you have initiated: \_\_\_\_\_

- b. If you are claiming credit for water conservation under section 1011 of the Water Code for your claimed pre-1914 appropriative right, please show the amount of water conserved:

Reduction in Diversions:

Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG)

duction in consumptive use:  
Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG)

I have data to support the above surface water use reductions due to conservation efforts. YES \_\_\_\_\_ NO \_\_\_\_\_

2. Water quality and wastewater reclamation

- a. Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility or water polluted by waste to a degree which unreasonably affects such water for other beneficial uses? YES \_\_\_\_\_ NO X.
- b. If you are claiming credit due to the substitution of reclaimed water, desalinated water or polluted water in lieu of a claimed pre-1914 appropriative right under section 1010 of the Water Code, please show amounts of reduced diversions and amounts of substitute water supply used:

Amount of reduced diversion:  
Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG)

State the type of substitute water supply: \_\_\_\_\_

Amount of substitute water supply used:  
Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG)  
I have data to support the above surface water use reductions due to the use of a substitute water supply. YES \_\_\_\_\_ NO \_\_\_\_\_

3. Conjunctive use of surface water and groundwater

- a. Are you now using groundwater in lieu of surface water? YES \_\_\_\_\_ NO X.
- b. If you are claiming credit due to the substitution of groundwater for a claimed pre-1914 appropriative right under section 1011.5 of the Water Code, please show the amounts of groundwater used:  
Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG)  
I have data to support the above surface water use reductions due to the use of groundwater. YES \_\_\_\_\_ NO \_\_\_\_\_

I understand that it may be necessary to document the water savings claimed in "F" above if credit under Water Code sections 1010 and 1011 is sought in the future.

I declare that the information in this report is true to the best of my knowledge and belief.

DATE: 11/8/9, 20 09 at Manhattan Beach, California

SIGNATURE: Edward B. Frysinger

PRINTED NAME: Edward B. Frysinger  
(first name) (middle initial) (last name)

COMPANY NAME: \_\_\_\_\_

ITEM CONTINUATION  
If there is insufficient space for your answers, please use the space provided below or add an attachment sheet.


GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or to divert water which originates in a different watershed, water previously stored by others, return flows from use of groundwater, or other "foreign" water to the natural stream system.

An appropriative right is required for use of water on non-riparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. After the formation of the California Water Commission back on December 19, 1914, new appropriators have been required to obtain a permit and license from the State. Appropriative rights can be granted to waters "foreign" to the natural stream system.

Statements of Water Diversion and Use must be filed by riparian and pre-1914 appropriative water users as set forth in Water Code section 5100 with specific exceptions. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversions, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include: (1) Statements of Water Diversion and Use, (2) Information Pertaining to Water Rights in California, and (3) Appropriation of Water in California.



S008151%\$%2004

2002, 2003, 2004

2005 MAR 10 PM 12:14

**SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE**

If the information below is inaccurate, please line it out in red and provide current information.  
Notify this office if ownership or address changes occur during the coming year.

**Please Complete and Return This Form by JULY 1, 2005.**

**\*If the mail recipient's name, address or phone No. is wrong or missing, please correct.**

**Owner of Record:** VALDA T FRYSSINGER; EDWARD B. FRYSSINGER;

**PRIMARY CONTACT OR AGENT FOR MAIL & REPORTING:**

**VALDA T FRYSSINGER**  
**2912 STRAND**  
**MANHATTAN BEACH, CA 90266**

STATEMENT NO.: S008151  
CONTACT PHONE NO.: ( ) -

**Source Name:** MORRIS CREEK  
**Tributary To:** Unnamed Stream  
**County:** Mono  
**Diversion Within:** NW1/4 of NW1/4 Section 12, T01S, R32E, MB&M

**Year of First Use:** 1973

**Parcel Number:**

A. **Water is Used Under:** Riparian claim \_\_\_\_\_ Pre-1914 right X Other (explain): \_\_\_\_\_

B. **Year of First Use:** (Please provide if missing above) \_\_\_\_\_

C. **Amount of Use:** Enter the amount (or the approximate amount) of water used each month, using the table below.

Amounts below are in: Gallons Million Gallons (MG) Acre-feet (AF) Other <i>Cubic feet/sec.</i>													Total Annual
Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	
2002	3.2M	>										>	38.4 Million ft <sup>3</sup> /yr
2003	3.2M	>										>	38.4 "
2004	3.2M	>										>	38.4 "

D. **Purpose of Use** - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation 35 acres; Stockwatering —; Domestic —;  
Other (specify) \_\_\_\_\_

E. **Changes in Method of Diversion** - Describe any changes in your project since your previous statement was filed.  
(New pump, enlarged diversion dam, location of diversion, etc.)  
NONE

F. Please answer only those questions below which are applicable to your project.

1. Conservation of water

a. Are you now employing water conservation efforts? YES \_\_\_\_\_ NO X  
Describe any water conservation efforts you have initiated: \_\_\_\_\_

b. If you are claiming credit for water conservation under section 1011 of the Water Code for your claimed pre-1914 appropriative right, please show the amount of water conserved:

Reduction in Diversions:

Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG)

Reduction in consumptive use:

Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG)

I have data to support the above surface water use reductions due to conservation efforts. YES \_\_\_\_\_ NO \_\_\_\_\_

5-11-05  
DM



2. Water quality and wastewater reclamation

- a. Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility or water polluted by waste to a degree which unreasonably affects such water for other beneficial uses? YES \_\_\_\_ NO X

- b. If you are claiming credit due to the substitution of reclaimed water, desalinated water or polluted water in lieu of a claimed pre-1914 appropriative right under section 1010 of the Water Code, please show amounts of reduced diversions and amounts of substitute water supply used:

Amount of reduced diversion:

Year \_\_\_\_ (AF/MG) Year \_\_\_\_ (AF/MG) Year \_\_\_\_ (AF/MG)

State the type of substitute water supply: \_\_\_\_\_

Amount of substitute water supply used:

Year \_\_\_\_ (AF/MG) Year \_\_\_\_ (AF/MG) Year \_\_\_\_ (AF/MG)

I have data to support the above surface water use reductions due to the use of a substitute water supply. YES \_\_\_\_ NO \_\_\_\_

3. Conjunctive use of surface water and groundwater

- a. Are you now using groundwater in lieu of surface water? YES \_\_\_\_ NO X

- b. If you are claiming credit due to the substitution of groundwater for a claimed pre-1914 appropriative right under section 1011.5 of the Water Code, please show the amounts of groundwater used:

Year \_\_\_\_ (AF/MG) Year \_\_\_\_ (AF/MG) Year \_\_\_\_ (AF/MG)

I have data to support the above surface water use reductions due to the use of groundwater. YES \_\_\_\_ NO \_\_\_\_

I understand that it may be necessary to document the water savings claimed in "F" above if credit under Water Code sections 1010 and 1011 is sought in the future.

I declare that the information in this report is true to the best of my knowledge and belief.

DATE: 3/6/, 2005 at Mandattan Beach, California

SIGNATURE: Edward B. Frysinger

PRINTED NAME: Edward (first name) B (middle initial) Frysinger (last name)

COMPANY NAME: \_\_\_\_\_

If there is insufficient space for your answers, please use the space provided below.

ITEM

CONTINUATION


GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or to divert water which originates in a different watershed, water previously stored by others, return flows from use of groundwater, or other "foreign" water to the natural stream system.

An appropriative right is required for use of water on non-riparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914, new appropriators have been required to obtain a permit and license from the State. Appropriative rights can be granted to waters "foreign" to the natural stream system.

Statements of Water Diversion and Use must be filed by riparian and pre-1914 appropriative water users as set forth in Water Code section 5100 with specific exceptions. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversions, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include: (1) Statements of Water Diversion and Use, (2) Information Pertaining to Water Rights in California, and (3) Appropriation of Water in California.



**SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE**

If the information below is inaccurate, please line it out in red and provide current information.  
Notify this office if ownership or address changes occur during the coming year.

STATE 1999, 2000, 2001

2002 MAY 23 PM 3:29

Please Complete and Return This Form by July 1, 2002.

\*If the mail recipient's name, address or phone No. is wrong or missing, please correct.

Owner of Record: ~~VALDA T~~ FRYISINGER  
*Edward B*

*Edward*  
PRIMARY CONTACT OR AGENT FOR MAIL & REPORTING:

~~VALDA T~~ FRYISINGER  
2912 STRAND  
MANHATTAN BEACH, CA 90266

STATEMENT NO: S008151  
CONTACT PHONE NO: ( )

FOR ONLINE REPORTING AT  
[www.waterrights.ca.gov](http://www.waterrights.ca.gov)

USER NAME: S008151  
PASSWORD: C24546

Source Name: MORRIS CREEK  
Tributary To: Unnamed Stream  
County: Mono  
Diversion Within: NW1/4 of NW1/4 Section 12, T01S, R32E, MB&M

Year of First Use: 1973  
Parcel Number:

A. Water is used under: Riparian claim \_\_\_\_\_ Pre 1914 right X Other (explain): \_\_\_\_\_

B. Year of first use (Please provide if missing above) \_\_\_\_\_

C. Amount of Use - Enter the amount (or the approximate amount) of water used each month.

3.2 M Amounts below are: Gallons Acre-feet Other X *Cubic feet/second*

Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	Total Annual
1999	3.2M	>										→ 3.2M	38.4M <i>million ft<sup>3</sup>/sec</i>
2000	3.2M	>										→ 3.2M	38.4 " "
2001	3.2M	>										→ 3.2M	38.4 " "

D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation 35 acres; Stockwatering \_\_\_\_\_; Domestic \_\_\_\_\_;

Other (specify) \_\_\_\_\_

E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)  
None

F. Please answer only those questions below which are applicable to your project.

1. Conservation of water

a. Are you now employing water conservation efforts? YES \_\_\_ NO X  
Describe any water conservation efforts you have initiated: \_\_\_\_\_

b. If credit toward beneficial use of water under claimed pre 1914 appropriative water right for water not used due to a conservation effort is claimed under section 1011 of the Water Code, please show the amounts of water conserved:

Reductions in Diversions:

yr \_\_\_\_\_ (af/mg) yr \_\_\_\_\_ (af/mg) yr \_\_\_\_\_ (af/mg)

Reductions in consumptive use:

yr \_\_\_\_\_ (af/mg) yr \_\_\_\_\_ (af/mg) yr \_\_\_\_\_ (af/mg)

I have data to support the above surface water use reductions due to conservation efforts. YES \_\_\_ NO \_\_\_

NOV - 6 2002

2. Water quality and wastewater reclamation

- a. Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility or water polluted by waste to a degree which unreasonably affects such water for other beneficial uses? YES \_\_\_\_\_ NO X\_\_\_\_\_
- b. If credit toward use under a claimed pre 1914 appropriative water right through substitution of reclaimed water, desalinated water or polluted water in lieu of appropriated water is claimed under section 1010 of the Water Code, please show amounts of reduced diversions and amounts of reclaimed water used:

yr \_\_\_\_\_ (af/mg) yr \_\_\_\_\_ (af/mg) yr \_\_\_\_\_ (af/mg)  
I have data to support the above surface water use reductions due to wastewater reclamation. YES \_\_\_ NO \_\_\_

3. Conjunctive use of surface water and groundwater

- a. Are you now using groundwater in lieu of surface water? YES \_\_\_\_\_ NO X\_\_\_\_\_
- b. If credit toward use under a claimed pre 1914 appropriative right through substitution of groundwater in lieu of appropriated water is claimed under section 1011.5 of the Water Code, please show the amounts of groundwater used:

yr \_\_\_\_\_ (af/mg) yr \_\_\_\_\_ (af/mg) yr \_\_\_\_\_ (af/mg)  
I have data to support the above surface water use reductions due to conjunctive use efforts. YES \_\_\_ NO \_\_\_

I understand that it may be necessary to document the water savings claimed in "F." above if credit under Water Code sections 1010 and 1011 is sought in the future.

I declare that the information in this report is true to the best of my knowledge and belief.

DATE: May 20, 2002 at Benton, California

SIGNATURE: Edward B. Frysinger

PRINTED NAME: Edward (first name) B. (middle init.) Frysinger (last name)

COMPANY NAME: \_\_\_\_\_

If there is insufficient space for your answers, please use the space provided below.

ITEM CONTINUATION


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Statements of Water Diversion and Use must be filed by riparian and pre 1914 appropriative water users as set forth in Water Code section 5100 with specific exceptions. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversions, and (3) assists the State to determine if additional water is available for future appropriators.

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*"The energy challenge facing California is real. Every California needs to take immediate action to reduce energy consumption. For a list of simple ways you can reduce demand and cut your energy costs, see our Web-site at <http://www.swrcb.ca.gov>"*

STATE WATER RESOURCES CONTROL BOARD  
DIVISION OF WATER RIGHTS  
P.O. BOX 2000, SACRAMENTO, CA 95812-2000  
(916) 657-2170

File

STATE WATER RESOURCES CONTROL BOARD  
DIVISION OF WATER RIGHTS  
SACRAMENTO

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

If the information below is inaccurate, please line it out in red and provide current information.  
Notify this office if ownership or address changes occur during the coming year.

99 MAR 11 PM 3:50

DIV. OF WATER RIGHTS  
SACRAMENTO

PLEASE COMPLETE AND RETURN THIS FORM BY JULY 1, 1999

OWNER OF RECORD: VALDA T FRYISINGER, EDWARD B FRYISINGER

VALDA T FRYISINGER  
2912 STRAND  
MANHATTAN BEACH, CA 90266

STATEMENT NO: S008151

SOURCE: MORRIS CREEK  
TRIBUTARY TO: UNST  
COUNTY: MONO  
DIVERSION

WITHIN: NW¼ OF NW¼ SECTION 12, T1S, R32E, MB&M.

TELEPHONE NUMBER:  
( )

YEAR OF FIRST USE: 1973

PARCEL NO:

A. Water is used under: Riparian claim \_\_\_\_\_ Pre 1914 right X Other (explain): \_\_\_\_\_

B. Year of first use (Please provide if missing above) \_\_\_\_\_

C. Amount of Use - Enter the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are: Gallons \_\_\_\_\_ Acre-feet \_\_\_\_\_ Other X Cubic Feet/second

Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	Total Annual
1996	3.2M	>										> 3.2M	38.4 Million Ft <sup>3</sup> /yr
1997	3.2M	>										> 3.2M	38.4 " "
1998	3.2M	>										> 3.2M	38.4 " "

D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation 35 acres; Stockwatering \_\_\_\_\_; Domestic \_\_\_\_\_

Other (specify) \_\_\_\_\_

E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)  
None

F. Please answer only those questions below which are applicable to your project.

1. Conservation of water

a. Describe any water conservation efforts you may have started: \_\_\_\_\_

b. \_\_\_\_\_

c. If credit toward beneficial use of water under claimed pre 1914 appropriative water right for water not used due to a conservation effort is claimed under section 10111 of the Water Code, please show the amounts of water conserved:

19 \_\_\_\_\_ (af/mg) 19 \_\_\_\_\_ (af/mg) 19 \_\_\_\_\_ (af/mg)

2. Water quality and wastewater reclamation

a. Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility or water polluted by waste to a degree which unreasonably affects such water for other beneficial uses? YES \_\_\_\_\_ NO X

STATE WATER RESOURCES CONTROL BOARD  
DIVISION OF WATER RIGHTS  
P.O. BOX 2000, SACRAMENTO, CA 95812-2000  
(916) 657-2170

- b. If credit toward use under a claimed pre 1914 appropriative water right through substitution of reclaimed water, desalinated water or polluted water in lieu of appropriated water is claimed under section 1010 of the Water Code, please show amounts of reduced diversions and amounts of reclaimed water used:

19 \_\_\_\_\_ (af/mg) 19 \_\_\_\_\_ (af/mg) 19 \_\_\_\_\_ (af/mg)

3. Conjunctive use of surface water and groundwater

- a. Are you now using groundwater in lieu of surface water? YES \_\_\_\_\_ NO X

- b. If credit toward use under a claimed pre 1914 appropriative right through substitution of groundwater in lieu of appropriated water is claimed under section 1011.5 of the Water Code, please show the amounts of groundwater used:

19 \_\_\_\_\_ (af/mg) 19 \_\_\_\_\_ (af/mg) 19 \_\_\_\_\_ (af/mg)

I declare that the information in this report is true to the best of my knowledge and belief.

DATE: March 7, 19 99, at Benton, California

SIGNATURE: Edward B. Frysjinger

PRINTED NAME: Edward (first name) B (middle init.) Frysjinger (last name)

COMPANY NAME: \_\_\_\_\_

If there is insufficient space for your answers, please use the space provided below.

ITEM CONTINUATION


GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

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An appropriative right is required for use of water on nonriparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914, new appropriators have been required to obtain a permit and license from the State.

Statements of Water Diversion and Use must be filed by riparian and per 1914 appropriative water users. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversions, and (3) assists the State to determine if additional water is available for future appropriators.

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KSN  
File

**SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE**

If the information below is inaccurate, please line it out in red and provide current information.  
Notify this office if ownership or address changes occur during the coming year.

PLEASE COMPLETE AND RETURN THIS FORM BY JULY 1, 1998

OWNER OF RECORD: VALDA T FRYSSINGER, EDWARD B FRYSSINGER

VALDA T FRYSSINGER  
2912 STRAND  
MANHATTAN BEACH, CA 90266

STATEMENT NO: S008151

SOURCE: MORRIS CREEK  
TRIBUTARY TO: UNST  
COUNTY: MONO  
DIVERSION

WITHIN: NW¼ OF NW¼ SECTION 12, T1S, R32E, MB&M.

TELEPHONE NUMBER:

YEAR OF FIRST USE: 1973

PARCEL NO:

A. Water is used under: Riparian claim \_\_\_\_\_; Pre 1914 right X; Other (explain): \_\_\_\_\_

B. Year of first use (Please provide if missing above) \_\_\_\_\_

C. Amount of Use - Enter the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are: ☐ Gallons

☐ Acre-feet

☒ (other)

Cubic feet per second

Year	Jan.	Feb.	Mar.	Apr.	May	June	July	Aug.	Sept.	Oct.	Nov.	Dec.	Total Annual
1995	3.2M	>										3.2M	38.4 Million
1996	3.2M	>										3.2M	38.4 Million
1997	3.2M	>										3.2M	38.4 Million

D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation 35 acres; Stockwatering None; Domestic None

Other (specify) None

E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

None

F. If part of the water listed in Part C consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.

None

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATED: 4/22, 1998 at Benton, California

SIGNATURE: Valda T Frysinger, Edward B Frysinger

PRINTED NAME: Valda (FIRST NAME) T (MIDDLE INIT.) Frysinger (LAST NAME)

COMPANY NAME: \_\_\_\_\_

See back of page for General Information. If there is insufficient space for your answers, please number them in the space provided on the back of this form.

*dem*

ITEM	CONTINUATION

**GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA**

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same water shed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or to divert water which originates in a different watershed, or return flows from use of groundwater.

An appropriative right is required for use of water on nonriparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914 new appropriators have been required to obtain a permit and license from the State.

Statements of Water Diversion and Use must be filed by a riparian and pre-1914 appropriative water users. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversion, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include:

- "Statements of Water Diversion and Use"
- "Information Pertaining to Water Rights in California"
- "Water Rights for Stockponds Constructed Prior to 1969"
- "Appropriation of Water in California"

WPK  
A-2-15

Oct. 16, 1990 File

Re: 332:WR:58151

Wynn Rowlands  
Associate Land & Water Use Analyst  
Application Unit #2

Dear Myrnie:

Enclosed is the completed Supplemental Statement  
of Water Diversion & Use, Statement # 8151, which  
you enclosed in your above referenced letter.

Thank you for your courteous letter -

Very sincerely

Pat & Ed Jennings

2912 Strand  
Manhattan Beach, Ca. 90266

11-1-90  
KSN

STATE OF CALIFORNIA  
S7 : WATER RESOURCES CONTROL B 1D  
Division of Water Rights

P.O. BOX 2000 SACRAMENTO, CA 95810  
901 P ST. SACRAMENTO, CALIF. 95810  
(916) 322-4503

STATE WATER RESOURCES  
DIV. OF WATER RIGHTS  
SACRAMENTO

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

DIVERTER OF RECORD:

STATEMENT NO: 8151  
TELEPHONE NO:  
( )

Valda T. & Edward B. Frysinger  
2912 Strand  
Manhattan Beach, CA 90266

IF NAME/ADDRESS/PHONE NO. IS WRONG OR MISSING, PLEASE CORRECT.

SOURCE: Morris Creek

TRIBUTARY TO: unnamed stream thence Owens River

COUNTY: Mono

DIVERSION

WITHIN:  $\frac{1}{4}$  of  $\frac{1}{4}$  of Section 12, T 15, R 32 E, M 3 B & M

INSTRUCTIONS: Please complete Items A, B and C. Item D should be completed if you replaced all or part of your regular water supply with reclaimed or polluted water. RETURN THIS FORM BY JULY 1, (Additional information on reverse side of this form.)

A. Amount of Use - Fill in the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are: ☐ Gallons  
☐ Acre-feet  
☒ cubic foot per second (other)

	Jan.	Feb.	Mar.	Apr.	May	June	July	Aug.	Sept.	Oct.	Nov.	Dec.	Total Annual
1990	3.2M											3.2M	38.4 Million
1989	3.2M											3.2M	38.4 Million
1988	3.2M											3.2M	38.4 Million

B. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation 35 Acres

Stockwatering -

Domestic 2 People

Other (specify) 1 Trout Lake

C. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

None

D. If part of the water listed in Part A consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.

No reclaimed or polluted water.

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATED: October 15, 1990, at Manhattan Beach, California, 90266

Signature:

Edward B. Frysinger  
Valda T. Frysinger

(916) 324-5678

In Reply Refer  
to:332:WR:S8151

OCTOBER 12 1990

Vailda T. & Edward B. Frysinger  
2912 Strand  
Manhattan Beach, CA 90266

Dear Mr. &amp; Mrs. Frysinger:

## STATEMENT OF WATER DIVERSION AND USE NUMBER 8151

Pursuant to your letter of September 26, 1990, we will show the above numbered STATEMENT in your names unless we hear to the contrary from former owner Erickson, within 10 days of this letter date.

For your convenience, enclosed is a Supplemental Statement Form that should be completed to the best of your knowledge. Upon receipt of the form or other data that shows the current use of water under the above numbered statement, the filing will be reactivated.

Sincerely,

ORIGINAL SIGNED BY:

Wynne Rowlands  
Associate Land and Water Use Analyst  
Application Unit #2

Enclosure

cc: Thomas W. Erickson  
909 - 19th Street  
Santa Monica, CA 90403

!WROWLANDS:shalb:S8151:10-11-90

SURNAME  
DWR 540 REV. 1/86

Rowlands 10/12

WR  
WF

Mr. Whalen Toy  
Sanitation Eng. Assoc.  
State Water Resources Control Board  
Division of Water Rights

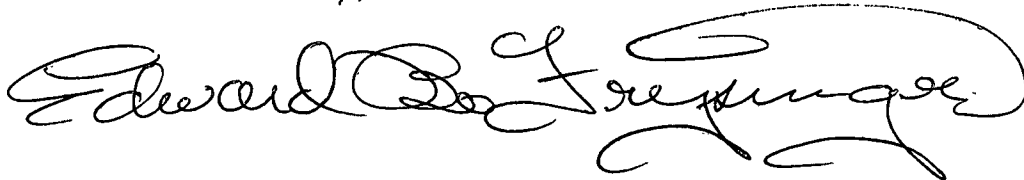
Sept. 26, 1990  
Re: 321:WT:266.0  
and  
322:LKF:S8151

Dear Mr. Toy:

We have recently purchased the Morris Creek Ranch (formerly called the Pedro Ranch near Benton, Ca.) and are utilizing the entire flow of the Morris Creek. Some correspondence between one of the former owners and yourself was received by me today, namely Thomas W. Erickson. I hope you are the person I should be writing to so that your records can be updated and current, and that you'll send to me a Supplement Statement of Water Diversion and Use form or whatever else is required to transfer the records to our names.

Valda T. Frysinger  
Edward B. Frysinger  
2912 Strand  
Manhattan Beach Ca. 90266

Sincerely,

A handwritten signature in cursive script, reading "Edward B. Frysinger". The signature is fluid and stylized, with the first and last names being more prominent than the middle initial.



STATE WATER RESOURCES  
CONTROL BOARD

1990 OCT -3 AM 11:09

DIV. OF WATER RIGHTS  
SACRAMENTO

TO: [illegible]  
FROM: [illegible]  
SUBJECT: [illegible]  
[illegible text follows]

[illegible]  
[illegible]  
[illegible]

[illegible]

November 3, 1989

~~WTF~~  
KSTN  
11/8

Mr. Whalen Toy  
Sanitation Engineering Associate  
State Water Resources Control Board  
Division of Water Rights  
P.O. Box 2000  
Sacramento, CA 95810

Re: 321:WT:266.0  
and  
322:LKF:S8151

Dear Mr. Toy:

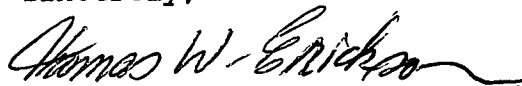
Enclosed is an old Supplemental Statement of Water Diversion and Use which the prior owner of my property - Mrs. Marguerite Whitney - never filed. As the current owner of her portion of the former Pedro Ranch, I am now wishing to comply with your required filings to reactivate the file and update your records.

Since purchasing the Pedro Ranch in 1966, both Mrs. Whitney and my mother, Merrie E. Erickson, have utilized the entire flow of Morris Creek for agricultural and domestic purposes. The flow is estimated at 1.2 cubic second feet, or 3.2 million c.s.f. per month. This is the amount claimed on your form. I own 100 acres of the ranch and my parents own 120 acres. This 220 acre ownership utilizes all the waters from Morris Creek, and has since 1966.

Please update your records and also send me any additional forms as your office may require. My address is:

Thomas W. Erickson  
909-B 19th Street  
Santa Monica, CA 90403

Sincerely,



Thomas W. Erickson  
Owner

2004 - 1989

STATE WATER RESOURCES  
CONTROL BOARD  
DIV. OF WATER RIGHTS  
SACRAMENTO

STATE WATER RESOURCES  
CONTROL BOARD  
1989 NOV - 7 PM 12:47  
DIV. OF WATER RIGHTS  
SACRAMENTO

STATE OF CALIFORNIA  
STATE WATER RESOURCES CONTROL BOARD  
Division of Water Rights

P.O. BOX 2000 SACRAMENTO, CA 95810  
901 P ST. SACRAMENTO, CA  
(916) 322-4503

(916) 324-5741  
SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

DIVERTER OF RECORD: THOMAS W. ERICKSON  
NEW OWNER: 909-B 19TH ST, STATEMENT NO: 008151  
SANTA MONICA, CA 90403

MARGUERITE C W MILLER  
168 SHORT STREET  
BISHOP CA  
93514

AND MERRIE ERICKSON  
MORRIS CREEK RANCH  
BENTON, CA 93512

TELEPHONE NUMBER:

913-453-1978

IF NAME/ADDRESS/PHONE NO. IS WRONG OR MISSING, PLEASE CORRECT.

SOURCE: MORRIS CREEK

TRIBUTARY TO: UNNAMED STREAM

COUNTY: MONO

DIVERSION

WITHIN: NW1/4 OF NW1/4 SECTION 12, T01S, R32E, MDB&M.

INSTRUCTIONS: Please complete Items A, B and C. Item D should be completed if you replaced all or part of your regular water supply with reclaimed or polluted water. Return one copy of this form by July 1, 1985. (Additional information on reverse side of this form.)

A. Amount of Use - Fill in the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts  
below are:

☐ Gallons  
☐ Acre-feet

☒ CUBIC (other)  
SECOND FT.

	Jan.	Feb.	Mar.	Apr.	May	June	July	Aug.	Sept.	Oct.	Nov.	Dec.	Total Annual
1982	3.2M											3.2M	38.4 MILLION
1983	3.2M											3.2M	38.4 M
1984	3.2M											3.2M	38.4 M

B. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation 35 ACRES

Stockwatering -

Domestic 3 PERSONS

Other (specify) 1 TROUT LAKE

C. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

D. If part of the water listed in Part A consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATED: Nov. 3, 1989, at SANTA MONICA

Signature: Thomas W. Erickson

FEBRUARY 1 1985  
FEBRUARY 1 1985  
California

## GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

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"Information Pertaining to Water Rights in California"

"Water Rights for Stockponds Constructed Prior to 1969"

"Appropriation of Water in California"

STATE OF CALIFORNIA  
THE RESOURCES AGENCY  
STATE WATER RESOURCES CONTROL BOARD  
DIVISION OF WATER RIGHTS  
STATEMENT OF WATER DIVERSION AND USE

This statement should be typewritten or legibly written in ink.

\$81

A. Name of person diverting water *Marguerite Miller + Merrie Erickson*  
Address *621 Houston Ave Rt 2 Bishop, Cal*

B. Name of body of water at point of diversion *Merrie Creek*  
Tributary to *None*

C. Place of diversion *NW 1/4 NW 1/4 Section 12 Township 1N Range 32E*  
*Mono* County, or locate it on sketch of section grid on reverse side with regular lines or prominent local landmarks.

D. Name of works *None*

E. Capacity of diversion works *2 1/2*  
Capacity of storage reservoir *1 million gallons*  
State quantity of water used each month in gallons or acre-feet

Year	Jan.	Feb.	Mar.	Apr.	May	June	July	Aug.	Sept.	Oct.	Nov.	Dec.
------	------	------	------	------	-----	------	------	------	-------	------	------	------

*✓ ✓ ✓ ✓ ✓ ✓ ✓ ✓ ✓ ✓ ✓ ✓ ✓*

If monthly and annual use are not known, check months in which water was used. State extent of use, such as acres of each crop irrigated, average number of persons served, number of stock units, etc.

*About 1000 ac alfalfa - 2 gardens 1 acre - 3 orchards - 5 Hens*

Maximum annual water use in recent years *I do not know*

Minimum annual water use in recent years

Type of diversion facility: gravity ☒, pump

Method of measurement: weir ☐, flume ☐, electric power meter ☐, water meter ☐

F. Purpose of use (what water is being used for) *domestic + irrigation*

G. General description or location of place of use (use sketch of section grid on reverse side if applicable)

H. Year of first use as nearly as known *unknown*

I. Name of person filing statement *Marguerite Miller*

Position *part owner* Organization

Address *621 Houston Ave Rt 2 Bishop*

I certify that the foregoing statements are true and correct to the best of my knowledge and belief.

Date signed *April 24, 1973* Signature *Marguerite C. Miller*

I-37

WRCB 40 (6-72)

See Instructions on Reverse Side

6-009-98-32-8

Q = 2.5 cfs Ann Use = 3.0 AF

North Coord 908700

East Coord 2605100

Quad Name 3 Montgomery Peak SW

Quad Page 3 I-073 7.5

Stream code 3